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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 CHERKASOV YAROSLAV,

10 Petitioner,

11 v.

12 Case No. C18-0821-TSZ

13 ICE FIELD OFFICE DIRECTOR,

14 Respondent.

15 ORDER OF DISMISSAL

16 Having reviewed the Report and Recommendation of the Honorable Mary Alice Theiler,
17 United States Magistrate Judge, docket no. 14, to which no objection was timely filed, the Court
18 finds and ORDERS:

- 19 (1) The Report and Recommendation is ADOPTED in part and MODIFIED in part;
20 (2) The Government's motion to dismiss as moot (docket no. 13) is GRANTED;
21 (3) The Government's motion to dismiss on the merits (docket no. 6) is STRICKEN as
22 moot;
23 (4) Petitioner's habeas petition and this action are DISMISSED as moot; and

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(5) The Clerk is directed to send copies of this Order to the parties and to Judge Theiler.

Dated this 7th day of December, 2018.

Thomas S. Balle

Thomas S. Zilly
United States District Judge